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**SVKM'S NMIMS UNIVERSITY**  
**SCHOOL OF DISTANCE LEARNING**

**Subject:** Legal Aspects of Banking **Total marks:** 100  
**Program:** DBFM/PGDBFM/ADBFBM SEM - II **Date:** 9.01.2010  
**Duration:** 3 Hours **Time:** 11 a.m. to 2 p.m.

**Instructions:** Candidates should read carefully the instructions printed on the question Paper and on the cover of the Answer Book, which is provided for their use.

**NB:** 1. Answer to each new question to be started on a fresh page.  
2. Figure in brackets indicate full marks.

**Q.1) Attempt any two of the following:** (Marks 10)

- A. All countries are agreements but all agreements are not contracts – Discuss.
- B. “An agreement enforceable by law is a contract “– Analyze the statement in detail.
- C. “No consideration No contract” – Justify the statement in detail.
- D. Distinguish between coercion and undue influence.

**Q.2) Write short notes on any three of the following:** (Marks 15)

- A. Caveat EMPTOR
- B. Debentures
- C. Memorandum of Association and Articles of Association
- D. Annual General Body Meeting
- E. SALE and Agreement to sell

**Q.3) answer any three of the following:** (Marks 45)

- A. Explain the essential elements of a valid contract in detail.
- B. What do you understand by “Quasi Contracts and are they to be performed?
- C. Surety is a deemed creditor under circumstances – Discuss.
- D. “Reserve Bank of India (RBI) is a Central Bank of India” . Explain the statement in detail bringing out the Legal Aspect of Banking.
- E) What is meant by condition and warranty .What are implied conditions and warranties?

**Q. 4) “Prospectus is an invitation to an offer and not an offer.” Explain the concept in detail with reference to the civil and criminal liabilities of the persons signing the above mentioned document.** (Marks 15)

**Q.5) Discuss the importance of FEMA in our Economy** **OR** (Marks 15)  
**RBI Act 1934 and it's impact on Indian Economy.**

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9.1.2010

11-2

Subject: Legal Aspects of Banking

Year: 2009-2011

Timing : 3 hrs.

DBFM/PGDBFM/ADBFM  
SEM - II

Total Marks 100

Question I. Attempt any two of the following : (marks 10)

- A. All contracts are agreements but all agreements are not contracts - Discuss?
- B. "An agreement enforceable by law is a contract" - Analyze the statement in detail?
- C. No consideration No contract - Justify the statement in detail?
- D. Distinguish between coercion and undue influence.

Question II. Write short notes on any three of the following (marks 15)

- A. CAVEAT <sup>IE</sup> 2 MPTOR
- B. Debentures
- C. M, OA and A O A
- D. Arrival General Body Meeting
- E. SALE And Agreement to sell

Question III. Answer any three of the following

- A. Explain the essentials elements of a valid contract in detail?(marks 15)
- B. What do you understand by "Quasi Contracts and are they to be performed?(marks 15)
- C. Surety is a deemed creditor under certain circumstances-Discuss(marks 15)
- D. Define contract of sale and distinguish between sale and Agreement to sell?(marks 15)
- E. What is meant by condition and warranty what are implied conditions and warranties(marks 15)

Question IV. "Prospectus is an invitation to an offer and not an offer " - explain the concept in detail with reference to the civil and criminal liabilities of the persons signing the above mentioned document ? (marks 15)

Question V. Discuss the importance of EEMA in our Economy OR What do you understand by TRIPS and Explain its important articles. (marks 15)

\* (1) RBI is a central bank of India (15)  
Explain the statement in detail bringing out the legal aspect of Banking.

\* (2) RBI Act 1934 and its impact in India Economy (15) Ok! A. Jayant. 11/12/09

\* Prof B. Ramkrishnan suggested these